

§ 1080.14

§ 1080.14 Confidential treatment of demand material and non-public nature of investigations.

(a) Documentary materials, written reports, answers to questions, tangible things or transcripts of oral testimony the Bureau receives in any form or format pursuant to a civil investigative demand are subject to the requirements and procedures relating to the disclosure of records and information set forth in part 1070 of this title.

(b) Bureau investigations generally are non-public. Bureau investigators may disclose the existence of an investigation to potential witnesses or third parties to the extent necessary to advance the investigation.

PART 1081—RULES OF PRACTICE FOR ADJUDICATION PROCEEDINGS

Subpart A—General Rules

Sec.

- 1081.100 Scope of the rules of practice.
- 1081.101 Expedition and fairness of proceedings.
- 1081.102 Rules of construction.
- 1081.103 Definitions.
- 1081.104 Authority of the hearing officer.
- 1081.105 Assignment, substitution, performance, disqualification of hearing officer.
- 1081.106 Deadlines.
- 1081.107 Appearance and practice in adjudication proceedings.
- 1081.108 Good faith certification.
- 1081.109 Conflict of interest.
- 1081.110 Ex parte communication.
- 1081.111 Filing of papers.
- 1081.112 Formal requirements as to papers filed.
- 1081.113 Service of papers.
- 1081.114 Construction of time limits.
- 1081.115 Change of time limits.
- 1081.116 Witness fees and expenses.
- 1081.117 Bureau's right to conduct examination, collect information.
- 1081.118 Collateral attacks on adjudication proceedings.
- 1081.119 Confidential information; protective orders.
- 1081.120 Settlement.
- 1081.121 Cooperation with other agencies.

Subpart B—Initiation of Proceedings and Prehearing Rules

- 1081.200 Commencement of proceeding and contents of notice of charges.
- 1081.201 Answer and disclosure statement and notification of financial interest.
- 1081.202 Amended pleadings.
- 1081.203 Scheduling conference.

12 CFR Ch. X (1–1–13 Edition)

- 1081.204 Consolidation and severance of actions.
- 1081.205 Non-dispositive motions.
- 1081.206 Availability of documents for inspection and copying.
- 1081.207 Production of witness statements.
- 1081.208 Subpoenas.
- 1081.209 Deposition of witness unavailable for hearing.
- 1081.210 Expert discovery.
- 1081.211 Interlocutory review.
- 1081.212 Dispositive motions.
- 1081.213 Partial summary disposition.
- 1081.214 Prehearing conferences.
- 1081.215 Prehearing submissions.
- 1081.216 Amicus participation.

Subpart C—Hearings

- 1081.300 Public hearings.
- 1081.301 Failure to appear.
- 1081.302 Conduct of hearings.
- 1081.303 Evidence.
- 1081.304 Record of the hearing.
- 1081.305 Post-hearing filings.
- 1081.306 Record in proceedings before hearing officer; retention of documents; copies.

Subpart D—Decision and Appeals

- 1081.400 Recommended decision of the hearing officer.
- 1081.401 Transmission of documents to Director; record index; certification.
- 1081.402 Notice of appeal; review by the Director.
- 1081.403 Briefs filed with the Director.
- 1081.404 Oral argument before the Director.
- 1081.405 Decision of the Director.
- 1081.406 Reconsideration.
- 1081.407 Effective date; stays pending judicial review.

AUTHORITY: Pub. L. 111–203, Title X.

SOURCE: 77 FR 39083, June 29, 2012, unless otherwise noted.

Subpart A—General Rules

§ 1081.100 Scope of the rules of practice.

This part prescribes rules of practice and procedure applicable to adjudication proceedings authorized by section 1053 of the Dodd-Frank Wall Street Reform and Consumer Protection Act of 2010 (Dodd-Frank Act) to ensure or enforce compliance with the provisions of Title X of the Dodd-Frank Act, rules prescribed by the Bureau under Title X of the Dodd-Frank Act, and any other Federal law or regulation that the Bureau is authorized to enforce. These